

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION

In re

Case No. _____

Chapter _____

**NOTICE OF TELEPHONIC APPEARANCE
RE: MOTION FOR RELIEF FROM THE
AUTOMATIC STAY**

Debtor

DATE: _____

TIME: _____

Movant

PLACE: COURTROOM 1568
255 EAST TEMPLE STREET
15th FLOOR
LOS ANGELES, CA 90012

vs.

Respondent

Please take notice that the following party/attorney shall appear by telephone in lieu of personal appearance at the hearing on the motion noticed herewith:

PARTY/COUNSEL APPEARING BY TELEPHONE: _____

DATE OF HEARING: _____

TIME OF HEARING: _____

TELEPHONE NUMBER WITH AREA CODE (used to initiate telephone conference):

() _____

Please take further notice that if any other party/counsel wish to appear by telephone on this motion they must contact Courtroom Deputy Lydia Gonzalez at (213) 894-4843 no later than five (5) court days prior to the hearing.

For the Court

JON D. CERETTO
Clerk, U.S. Bankruptcy Court

INSTRUCTIONS RE TELEPHONIC HEARINGS
ON PRELIMINARY MOTIONS FOR RELIEF FROM STAY
(ALL CHAPTERS)

1. Telephonic appearances on relief from stay motions are encouraged but not required. In order to appear by telephone, however, parties and counsel must adhere to the terms of these instructions.
2. Parties/Counsel requesting an appearance by telephone shall serve: 1) a copy of these instructions; and 2) the attached Notice of Telephonic Appearance (completely filled out), together with the notice of motion on the relief from stay, on the applicable parties. The proof of service shall indicate such service has been made.
3. Opposing parties and other parties requesting an appearance by telephone may do so by telephoning Courtroom Deputy Lydia Gonzalez no later than five (5) court days prior to the hearing at: (213) 894-4843.
4. Unless otherwise ordered, all final hearings on relief from stay shall NOT be conducted by telephone. Nothing in this order shall prevent the Court from requiring personal appearance even where a properly served request for telephonic appearance has been made. Further, all applicable Local Bankruptcy Rules continue to apply.
5. Except in instances where either the movant or debtor are not represented by counsel, conference calls shall be initiated by counsel for the movant and ConferenceCallServiceSM shall coordinate such conference calls. Relevant instructions are attached. ConferenceCallServiceSM is not affiliated with the U.S. Courts nor has the U.S. government contracted in any way with ConferenceCallServiceSM. Payment for the conference call shall be the responsibility of the parties individually, unless the parties have agreed to other arrangements.
6. The Court is interested in your views concerning telephone conferences, ConferenceCallServiceSM, and this notice procedure. Please telephone or write Courtroom Deputy Lydia Gonzalez with your comments.

January 4, 2002

HON. ERNEST M. ROBLES
United States Bankruptcy Judge

INSTRUCTIONS FOR TELEPHONIC STATUS CONFERENCES

1. Telephone Procedures To Be Followed

Telephone appearances for status conference will be arranged through ConferenceCallService™. ConferenceCallService is an independent conference call company that arranges conference calls on a national and international basis for business.

Participants will be contacted at the telephone number set forth at the top of the pleading with the participant's identification. All participants shown on the court's calendar seven (7) days prior to the status conference will be contacted by ConferenceCallService at least two (2) days prior to the status conference to confirm participation in the conference and payment arrangements.

Attorneys who are unavailable when called by ConferenceCallService **MUST** return the call within 24 hours. The decision whether or not to appear by telephone **MUST** be made at this time and, if non-responsive, you will not be added to the call at the last minute. Do not argue with ConferenceCallService or request special treatment. ConferenceCallService's function is no more than to offer you the opportunity to appear by telephone. Your election to appear by telephone constitutes your agreement for telephonic appearances.

The cost of appearing telephonically is a flat fee of \$49.95. ConferenceCallService will arrange payment by the participant either through the use of a major credit card or, in the case of attorneys, may offer to bill for its service. If ConferenceCallService agrees to bill its services, all bills **MUST** be paid net 20 days from invoice.

If you have not been contacted by the second day prior to the status conference, participants may contact ConferenceCallService at 1-888-5APPEAR (527-7327) to review procedures, confirm dates and times, etc. Participants must reference this court, the date of the scheduled call, and the case name and number when calling ConferenceCallService.

At the time of the scheduled telephonic status conference, ConferenceCallService will contact the participants as prearranged. ConferenceCallService may initiate calls to some participants on a delayed basis to minimize waiting time. **All participants MUST be available when called.** If the participant is not available when called, you will be billed for the call and the status conference will proceed in the participant's absence. The court may impose sanctions as set forth below.

At the time of the status conference, you will initially be in the listening mode and able to hear the case before yours just as if you were in the courtroom. After your call is connected to the courtroom, the Courtroom Deputy will call the case. The Judge will ask for appearances and direct the manner in which the status conference proceeds. Each time a participant speaks, he or she must identify himself or herself for the record. When the Judge informs the participants that the hearing is completed, the participants may disconnect and the next case will be called.

Telephonic appearances are connected directly with the courtroom's public address system and electronic recording equipment so that a normal record is produced. To ensure a quality record, the use of car phones, public telephone booths, or phones in other public places is **prohibited** except in the most extreme emergencies. Participants should be able to hear all parties without difficulty or echo. The system also allows more than one speaker to be heard so that the Judge can interrupt a speaker to ask a question or redirect the discussion.

2. Sanctions

Telephonic appearances by multiple participants are **only** possible where there is compliance with every procedural requirement. Sanctions may be imposed when there is any deviation. Sanctions may include dropping the matter from the calendar, continuing the hearing, proceeding in the absence of an unavailable participant, or monetary sanction of **\$100** or more. Where ConferenceCallService agrees to bill for its services and the billings are not timely paid, attorneys should accept a sanction of **\$250** to be imposed.